

The Honorable Ricardo S. Martinez

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

EON-NET L.P.,

Plaintiff,

v.

FLAGSTAR BANCORP,

Defendant.

CASE NO. C05-2129 RSM

**PLAINTIFF EON-NET, L.P.'S NOTICE
OF SUPPLEMENTAL AUTHORITIES
SUPPORTING ITS OPPOSITION TO
DEFENDANT FLAGSTAR BANCORP'S
PENDING MOTION FOR SANCTIONS**

TO THE COURT AND DEFENDANT AND ITS COUNSEL

Plaintiff Eon-Net, L.P. ("Eon-Net") respectfully submits this Notice of Supplemental Authorities to bring to the Court's attention two patents recently issued by the U.S. Patent and Trademark Office ("PTO") to the inventors of the three patents-in-suit, U.S. Patent Nos. 6,683,697, 7,075,673 and 7,184,162, which support Eon-Net's claim construction and its Opposition to defendant Flagstar Bancorp's Motion for Sanctions. These two new patents, U.S. Patent Nos. 7,570,383 ("the '383 patent") and 7,619,768 ("the '768 patent"), attached hereto as Exhibits 1 and 2, respectively, share the same specification as the three patents-in-suit, and have claims explicitly directed towards processing information not derived from scanned hard copy documents. For example, see Claims 3 and 6 of the '383 patent, and Claims 3 and 6 of the '768 patent. Mr. Mitchell Medina disclosed this Court's Order on Claim Construction issued on March 4, 2009, to the PTO prior to the issuance of the '383 and '768 patents.

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